

burden on persons outside the Federal Government.

“§3515. Administrative powers

“Upon the request of the Director, each agency (other than an independent regulatory agency) shall, to the extent practicable, make its services, personnel, and facilities available to the Director for the performance of functions under this chapter.

“§3516. Rules and regulations

“The Director shall promulgate rules, regulations, or procedures necessary to exercise the authority provided by this chapter.

“§3517. Consultation with other agencies and the public

“(a) In developing information resources management policies, plans, rules, regulations, procedures, and guidelines and in reviewing collections of information, the Director shall provide interested agencies and persons early and meaningful opportunity to comment.

“(b) Any person may request the Director to review any collection of information conducted by or for an agency to determine, if, under this chapter, a person shall maintain, provide, or disclose the information to or for the agency. Unless the request is frivolous, the Director shall, in coordination with the agency responsible for the collection of information—

“(1) respond to the request within 60 days after receiving the request, unless such period is extended by the Director to a specified date and the person making the request is given notice of such extension; and

“(2) take appropriate remedial action, if necessary.

“§3518. Effect on existing laws and regulations

“(a) Except as otherwise provided in this chapter, the authority of an agency under any other law to prescribe policies, rules, regulations, and procedures for Federal information resources management activities is subject to the authority of the Director under this chapter.

“(b) Nothing in this chapter shall be deemed to affect or reduce the authority of the Secretary of Commerce or the Director of the Office of Management and Budget pursuant to Reorganization Plan No. 1 of 1977 (as amended) and Executive order, relating to telecommunications and information systems, procurement and management of telecommunications and information systems, spectrum use, and related matters.

“(c)(1) Except as provided in paragraph (2), this chapter shall not apply to the collection of information—

“(A) during the conduct of a Federal criminal investigation or prosecution, or during the disposition of a particular criminal matter;

“(B) during the conduct of—

“(i) a civil action to which the United States or any official or agency thereof is a party; or

“(ii) an administrative action or investigation involving an agency against specific individuals or entities;

“(C) by compulsory process pursuant to the Antitrust Civil Process Act and section 13 of the Federal Trade Commission Improvements Act of 1980; or

“(D) during the conduct of intelligence activities as defined in section 3.4(e) of Executive Order No. 12333, issued December 4, 1981, or successor orders, or during the conduct of cryptologic activities that are communications security activities.

“(2) This chapter applies to the collection of information during the conduct of general investigations (other than information collected in an antitrust investigation to the extent provided in subparagraph (C) of paragraph (1)) undertaken with reference to a

category of individuals or entities such as a class of licensees or an entire industry.

“(d) Nothing in this chapter shall be interpreted as increasing or decreasing the authority conferred by Public Law 89-306 on the Administrator of the General Services Administration, the Secretary of Commerce, or the Director of the Office of Management and Budget.

“(e) Nothing in this chapter shall be interpreted as increasing or decreasing the authority of the President, the Office of Management and Budget or the Director thereof, under the laws of the United States, with respect to the substantive policies and programs of departments, agencies and offices, including the substantive authority of any Federal agency to enforce the civil rights laws.

“§3519. Access to information

“Under the conditions and procedures prescribed in section 716 of title 31, the Director and personnel in the Office of Information and Regulatory Affairs shall furnish such information as the Comptroller General may require for the discharge of the responsibilities of the Comptroller General. For the purpose of obtaining such information, the Comptroller General or representatives thereof shall have access to all books, documents, papers and records, regardless of form or format, of the Office.

“§3520. Authorization of appropriations

“There are authorized to be appropriated to the Office of Information and Regulatory Affairs to carry out the provisions of this chapter, and for no other purpose, \$8,000,000 for each of the fiscal years 1996, 1997, 1998, 1999, 2000, and 2001.”.

SEC. 3. BURDEN REDUCTION REGARDING QUARTERLY FINANCIAL REPORT PROGRAM AT BUREAU OF THE CENSUS.

Section 91 of title 13, United States Code, is amended by adding at the end the following new subsection:

“(d)(1) The Secretary shall not select an organization or entity for participation in a survey, if—

“(A) the organization or entity—

“(i) has assets of less than \$50,000,000;

“(ii) completed participation in a prior survey in the preceding 10-year period, as determined by the Secretary; and

“(iii) was selected for that prior survey participation after September 30, 1990; or

“(B) the organization or entity—

“(i) has assets of more than \$50,000,000 and less than \$100,000,000;

“(ii) completed participation in a prior survey in the preceding 2-year period, as determined by the Secretary; and

“(iii) was selected for that prior survey participation after September 30, 1995.

“(2)(A) The Secretary shall furnish advice and similar assistance to ease the burden of a small business concern which is attempting to compile and furnish the business information required of organizations and entities participating in the survey.

“(B) To facilitate the provision of the assistance under subparagraph (A), the Secretary shall establish a toll-free telephone number.

“(C) The Secretary shall expand the use of statistical sampling techniques to select organizations and entities having assets less than \$100,000,000 to participate in the survey.

“(3) The Secretary may undertake such additional paperwork burden reduction initiatives with respect to the conduct of the survey as may be deemed appropriate by the Secretary.

“(4) For purposes of this subsection:

“(A) The term ‘small business concern’ means a business concern that meets the requirements of section 3(a) of the Small Business Act and the regulations promulgated pursuant thereto.

“(B) The term ‘survey’ means the collection of information by the Secretary pursuant to this section for the purpose of preparing the publication entitled ‘Quarterly Financial Report for Manufacturing, Mining, and Trade Corporations’.”.

SEC. 4. EFFECTIVE DATE.

(a) IN GENERAL.—Except as otherwise provided in this section, this Act and the amendments made by this Act shall take effect on October 1, 1995.

(b) AUTHORIZATION OF APPROPRIATIONS.—Section 3520 of title 44, United States Code, as amended by this Act, shall take effect on the date of enactment of this Act.

(c) DELAYED APPLICATION.—In the case of a collection of information for which there is in effect on September 30, 1995, a control number issued by the Office of Management and Budget under chapter 35 of title 44, United States Code—

(1) the amendments made by this Act shall apply to the collection of information beginning on the earlier of—

(A) the first renewal or modification of that collection of information after September 30, 1995; or

(B) the expiration of its control number after September 30, 1995.

(2) prior to such renewal, modification, or expiration, the collection of information shall be subject to chapter 35 of title 44, United States Code, as in effect on September 30, 1995.

And the House agree to the same.

BILL CLINGER,
JOHN M. McHUGH,
DAVID MCINTOSH,
JON FOX,
CARDISS COLLINS,
COLLIN C. PETERSON,
BOB WISE,

Managers on the Part of the House.

WILLIAM V. ROTH, Jr.,
BILL COHEN,
THAD COCHRAN,
JOHN GLENN,
SAM NUNN,

Managers on the Part of the Senate.

When said conference report was considered.

After debate,

By unanimous consent, the previous question was ordered on the conference report to its adoption or rejection.

The question being put, viva voce,

Will the House agree to said conference report?

The SPEAKER pro tempore, Mr. MCINNIS, announced that the yeas had it.

Mr. CLINGER objected to the vote on the ground that a quorum was not present and not voting.

A quorum not being present,

The roll was called under clause 4, rule XV, and the call was taken by electronic device.

When there appeared	{	Yeas	423
		Nays	0
		Answered	
		present	2

¶57.17

[Roll No. 299]

YEAS—423

Abercrombie
Allard
Andrews
Archer
Armey
Bachus
Baesler
Baker (CA)
Baker (LA)
Baldacci

Ballenger
Barcia
Barr
Barrett (NE)
Barrett (WI)
Bartlett
Barton
Bass
Bateman
Beilenson

Bentsen
Bereuter
Berman
Bevill
Bilbray
Bilirakis
Bishop
Bliley
Blute
Boehlert

Boehner	Fowler	Linder
Bonilla	Fox	Lipinski
Bonior	Frank (MA)	Livingston
Bono	Franks (CT)	LoBiondo
Borski	Franks (NJ)	Lofgren
Boucher	Frelinghuysen	Longley
Brewster	Frisa	Lowey
Browder	Funderburk	Lucas
Brown (CA)	Furse	Luther
Brown (FL)	Galleghy	Maloney
Brown (OH)	Gejdenson	Manton
Brownback	Gekas	Manzullo
Bryant (TN)	Gephardt	Markey
Bryant (TX)	Geren	Martinez
Bunn	Gibbons	Martini
Bunning	Gilchrest	Mascara
Burr	Gillmor	Matsui
Burton	Gilman	McCarthy
Buyer	Gonzalez	McCollum
Callahan	Goodlatte	McCrery
Calvert	Goodling	McDade
Camp	Gordon	McDermott
Canady	Goss	McHale
Cardin	Graham	McHugh
Castle	Green	McInnis
Chabot	Greenwood	McIntosh
Chambliss	Gundersen	McKeon
Chenoweth	Gutierrez	McKinney
Christensen	Gutknecht	McNulty
Chrysler	Hall (OH)	Meehan
Clay	Hall (TX)	Meek
Clayton	Hamilton	Menendez
Clement	Hancock	Metcalf
Clinger	Hansen	Meyers
Clyburn	Harman	Mfume
Coble	Hastert	Mica
Coburn	Hastings (FL)	Miller (CA)
Coleman	Hastings (WA)	Miller (FL)
Collins (GA)	Hayes	Mineta
Collins (IL)	Hayworth	Minge
Collins (MI)	Hefley	Mink
Combest	Hefner	Moakley
Condit	Heineman	Molinari
Conyers	Herger	Mollohan
Cooley	Hilleary	Montgomery
Costello	Hilliard	Moorhead
Cox	Hinchee	Moran
Coyne	Hobson	Morella
Cramer	Hoekstra	Murtha
Crane	Hoke	Myers
Crapo	Holden	Myrick
Cremeans	Horn	Nadler
Cubin	Hostettler	Neal
Cunningham	Houghton	Nethercutt
Danner	Hoyer	Neumann
Davis	Hunter	Ney
de la Garza	Hutchinson	Norwood
Deal	Hyde	Nussle
DeFazio	Inglis	Oberstar
DeLauro	Istook	Obey
DeLay	Jackson-Lee	Olver
Dellums	Jacobs	Ortiz
Deutsch	Jefferson	Orton
Diaz-Balart	Johnson (CT)	Owens
Dicks	Johnson (SD)	Oxley
Dingell	Johnson, E. B.	Packard
Dixon	Johnson, Sam	Pallone
Doggett	Johnston	Parker
Dooley	Jones	Pastor
Doolittle	Kanjorski	Paxon
Dornan	Kaptur	Payne (NJ)
Doyle	Kasich	Payne (VA)
Dreier	Kelly	Peterson (FL)
Duncan	Kennedy (MA)	Peterson (MN)
Dunn	Kennedy (RI)	Petri
Durbin	Kennelly	Pombo
Edwards	Kildee	Pomeroy
Ehlers	Kim	Porter
Ehrlich	King	Portman
Emerson	Kingston	Poshard
Engel	Klecza	Pryce
English	Klink	Quillen
Ensign	Klug	Quinn
Eshoo	Knollenberg	Radanovich
Evans	Kolbe	Rahall
Everett	LaFalce	Ramstad
Ewing	LaHood	Reed
Farr	Lantos	Regula
Fattah	Largent	Richardson
Fawell	Latham	Riggs
Fazio	LaTourette	Rivers
Fields (LA)	Laughlin	Roberts
Fields (TX)	Lazio	Roemer
Filner	Leach	Rogers
Flake	Levin	Rohrabacher
Flanagan	Lewis (CA)	Ros-Lehtinen
Foglietta	Lewis (GA)	Rose
Foley	Lewis (KY)	Roth
Forbes	Lightfoot	Roukema
Ford	Lincoln	Royce

Rush	Spence	Vento
Sabo	Spratt	Visclosky
Salmon	Stark	Volkmer
Sanders	Stearns	Vucanovich
Sanford	Stenholm	Waldholtz
Sawyer	Stockman	Walker
Saxton	Stokes	Walsh
Scarborough	Studds	Wamp
Schaefer	Stump	Ward
Schiff	Stupak	Waters
Schroeder	Talent	Watt (NC)
Schumer	Tanner	Watts (OK)
Scott	Tate	Waxman
Seastrand	Tauzin	Weldon (FL)
Sensenbrenner	Taylor (MS)	Weldon (PA)
Serrano	Taylor (NC)	Weller
Shadegg	Tejeda	White
Shaw	Thomas	Whitfield
Shays	Thompson	Wicker
Shuster	Thornberry	Williams
Sisisky	Thornton	Wilson
Skaggs	Thurman	Wise
Skeen	Tiahrt	Wolf
Skelton	Torkildsen	Woolsey
Slaughter	Torres	Wyden
Smith (MI)	Torricelli	Wynn
Smith (NJ)	Towns	Yates
Smith (TX)	Trafigant	Young (AK)
Smith (WA)	Tucker	Young (FL)
Solomon	Upton	Zeliff
Souder	Velazquez	Zimmer

ANSWERED "PRESENT"—2

Becerra Roybal-Allard

NOT VOTING—9

Ackerman	Frost	Pickett
Chapman	Ganske	Rangel
Dickey	Pelosi	Reynolds

So the conference report was agreed to.

A motion to reconsider the vote whereby said conference report was agreed to was, by unanimous consent, laid on the table.

Ordered, That the Clerk notify the Senate thereof.

§57.18 CONFORMING COMMITTEES AND OFFICERS OF THE HOUSE

Mr. THOMAS, by unanimous consent, submitted for consideration the bill (H.R. 1421) to provide that references in the statutes of the United States to any committee or officer of the House of Representatives the name or jurisdiction of which was changed as part of the reorganization of the House of Representatives at the beginning of the One Hundred Fourth Congress shall be treated as referring to the currently applicable committee or officer of the House of Representatives.

When said bill was considered, read twice, ordered to be engrossed and read a third time, was read a third time by title, and passed.

A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

§57.19 COMMODITY FUTURES TRADING COMMISSION

On motion of Mr. ROBERTS, by unanimous consent, the bill of the Senate (S. 178) to amend the Commodity Exchange Act to extend the authorization for the Commodity Futures Trading Commission, and for other purposes; was taken from the Speaker's table.

When said bill was considered, read twice, ordered to be read a third time, was read a third time by title, and passed.

A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk notify the Senate thereof.

§57.20 PRIVILEGES OF THE HOUSE

Mr. DEUTSCH rose to a question of the privileges of the House and called up the following resolution (H. Res. 131):

Whereas rule IX of the Rules of the House of Representatives provides that questions of privilege shall arise whenever the rights of the House collectively are affected:

Whereas, under the precedents, customs, and traditions of the House pursuant to rule IX, a question of privilege has arisen in cases involving the constitutional prerogatives of the House;

Whereas section 7 of Article I of the Constitution requires that revenue measures originate in the House of Representatives; and

Whereas the conference report on the bill H.R. 831 contained a targeted tax benefit which was not contained in the bill as passed the House of Representatives and which was not contained in the amendment of the Senate; Now, therefore, be it

Resolved, That the Comptroller General of the United States shall prepare and transmit, within 7 days after the date of the adoption of this resolution, a report to the House of Representatives containing the opinion of the Comptroller General on whether the addition of a targeted tax benefit by the conferees to the conference report on the bill H.R. 831 (A bill to amend the Internal Revenue Code of 1986 to permanently extend the deduction for the health insurance costs of self-employed individuals, to repeal the provision permitting nonrecognition of gain on sales and exchanges effectuating policies of the Federal Communications Commission, and for other purposes) violates the requirement of the United States Constitution that all revenue measures originate in the House of Representatives.

The SPEAKER pro tempore, Mr. MCINNIS, ruled that the resolution submitted did not present a question of the privileges of the House under rule IX, and said:

The Chair rules that the resolution does not constitute a question of privilege under rule IX.

The resolution offered by the gentleman from Florida collaterally questions actions taken by a committee of conference on a House-originated revenue bill by challenging the inclusion in the conference report of additional revenue matter not contained in either the House bill nor the Senate amendment committed to conference. The resolution calls for a report by the Comptroller General on the propriety under section 7 of article I of the Constitution of those proceedings and conference actions on a bill that has already moved through the legislative process.

In the opinion of the Chair, such a resolution does not raise a question of the privileges of the House. As recorded in Deschler's Precedents, volume 3, chapter 13, section 14.2, a question of privilege under section 7 of article I of the Constitution may be raised only when the House is "in possession of the papers." In other words, any allegation of infringement on the prerogatives of